

**OFFICE OF THE FEDERAL DEFENDER  
EASTERN DISTRICT OF CALIFORNIA  
801 I STREET, 3rd FLOOR  
SACRAMENTO, CALIFORNIA 95814  
(916) 498-5700 Fax: (916) 498-5710**

Daniel J. Broderick  
Federal Defender

Linda Harter  
Chief Assistant Defender

April 30, 2008

Ms. Marylou Hillberg  
Attorney at Law  
P.O. Box 1879  
Sebastopol, CA 95473

Re: Attherbury v. Grazini  
Civ.S-03-1809-GEB

**FILED**  
APR 30 2008  
CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY \_\_\_\_\_ DEPUTY CLERK

Dear Ms. Hillberg:

This will confirm your appointment as counsel by the Honorable Garland E. Burrell, U.S. District Judge, to represent the above-named appellant. You are attorney of record until such time as you are relieved or other action is taken to appoint a different attorney.

Enclosed is CJA 20 form, your Order of Appointment and Voucher for services rendered. Also enclosed is an instruction sheet discussing the use of the forms.

If we may be of any further assistance regarding the processing of the enclosed form, preparation of form CJA 21 for expert services, or in reference to any other matter pertaining to this case, please feel free to call upon us at any time.

Very truly yours,

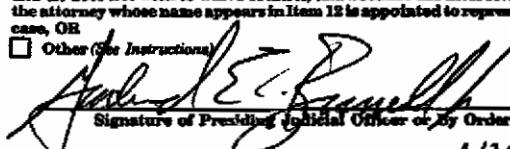


CYNTHIA L. COMPTON  
Operations Administrator

:clc  
Enclosures

cc: Clerk's Office  
Ninth Circuit Court of Appeals

## CJA 20 APPOINTMENT OF AND AUTHORITY TO PAY COURT APPOINTED COUNSEL (5-99)

1. CIR/DIST/ DIV. CODE 09C	2. PERSON REPRESENTED ATTERBURY, Danny	VOUCHER NUMBER		
3. MAG. DKT/DEF NUMBER Civ.S-03-1809-GEB	4. DIST DKT/DEF NUMBER Civ.S-03-1809-GEB	5. APPEALS DKT/DEF NUMBER 08-15162	6. OTHER DKT. NUMBER CA	
7. IN CASE/MATTER OF (Case Name) Atterbury v. Graziano	8. PAYMENT CATEGORY <input type="checkbox"/> Felony <input type="checkbox"/> Petty Offense <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Other <input checked="" type="checkbox"/> Appeal	9. TYPE PERSON REPRESENTED <input type="checkbox"/> Adult Defendant <input checked="" type="checkbox"/> Appellant <input type="checkbox"/> Juvenile Defendant <input type="checkbox"/> Appellee <input type="checkbox"/> Other:	10. REPRESENTATION TYPE (See Instructions)	
11. OFFENSE(S) CHARGED (Cite U.S. Code, Title & Section) If more than one offense, list (up to five) major offenses charged, according to severity of offense. Appeal from the denial of a habeas corpus				
12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix), AND MAILING ADDRESS Marylou Hillberg, Esq. P.O. Box 1879 Sebastopol, CA 95473		13. COURT ORDER <input checked="" type="checkbox"/> O Appointing Counsel <input type="checkbox"/> C Co-Counsel <input type="checkbox"/> F Subs For Federal Defender <input type="checkbox"/> R Subs For Retained Atty. <input type="checkbox"/> P Subs For Panel Attorney <input type="checkbox"/> Y Standby Counsel		
Telephone Number: (707) 575-0393		Prior Attorney's Name: _____ Appointment Date: _____ <input type="checkbox"/> Because the above-named person represented has testified under oath or has otherwise satisfied this Court that he or she (1) is financially unable to employ counsel and (2) does not wish to waive counsel, and because the interests of justice so require, the attorney whose name appears in Item 12 is appointed to represent this person in this case, OR <input type="checkbox"/> Other (See Instructions)  Signature of Presiding Judicial Officer or by Order of the Court		
14. NAME AND MAILING ADDRESS OF LAW FIRM (Only provide per instructions)		Date of Order _____ Name Pro Tem Date _____ Repayment or partial repayment ordered from the person represented for this service at time of appointment. <input type="checkbox"/> YES <input type="checkbox"/> NO		
15. IN COURT SERVICES/OUT EXPENSES				
CATEGORIES (Attach itemization of services with dates)		HOURS CLAIMED	TOTAL AMOUNT CLAIMED	FROM COURT USED/ESTIMATED
In Court	a. Arraignment and/or Plea			
	b. Bail and Detention Hearings			
	c. Motion Hearings			
	d. Trial			
	e. Sentencing Hearings			
	f. Revocation Hearings			
	g. Appeals Court			
	h. Other (Specify on additional sheets)			
16. OUT OF COURT SERVICES/OUT EXPENSES				
Out of Court	a. Interviews and Conferences			
	b. Obtaining and reviewing records			
	c. Legal research and brief writing			
	d. Travel time			
	e. Investigative and other work (Specify on additional sheets)			
17. TRAVEL EXPENSES (lodging, parking, meals, mileage, etc.)				
18. OTHER EXPENSES (other than expert, transcripts, etc.)				
19. GRAND TOTALS FOR CLAIMED AND APPROVED			20. APPOINTMENT/TERMINATION DATE IF OTHER THAN CASE COMPLETION	
FROM: _____ TO: _____			21. CASE DISPOSITION	
22. CLAIM STATUS <input type="checkbox"/> Final Payment <input type="checkbox"/> Interim Payment Number <input type="checkbox"/> Supplemental Payment Have you previously applied to the court for compensation and/or reimbursement for this case? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, were you paid? <input type="checkbox"/> YES <input type="checkbox"/> NO Other than from the Court, have you, or to your knowledge has anyone else, received payment (compensation or anything of value) from any other source in connection with this representation? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, give details on additional sheets. I swear or affirm the truth or correctness of the above statements.				
Signature of Attorney _____ Date _____				
23. IN COURT COMP. 24. OUT OF COURT COMP. 25. TRAVEL EXPENSES 26. OTHER EXPENSES 27. TOT. AMT. APPR./CERT.				
28. SIGNATURE OF THE PRESIDING JUDICIAL OFFICER DATE: 28a. JUDGE/MAG. JUDGE CODE				
29. IN COURT COMP. 30. OUT OF COURT COMP. 31. TRAVEL EXPENSES 32. OTHER EXPENSES 33. TOTAL AMT APPROVED				
34. SIGNATURE OF CHIEF JUDGE, COURT OF APPEALS (OR DELEGATE) Payment approved in excess of the statutory threshold amount. DATE 34a. JUDGE CODE				

**FILED**

**UNITED STATES COURT OF APPEALS**

**APR 03 2008**

**FOR THE NINTH CIRCUIT**

**MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS**

**DANNY ATTERBURY,**

**No. 08-15162**

**Petitioner - Appellant,**

**D.C. No. CV-03-01809-GEB  
Eastern District of California,  
Sacramento**

**v.**

**DAVE GRAZINI,**

**ORDER**

**Respondent - Appellee.**

**Before: Peter L. Shaw, Appellate Commissioner.**

Appellant's motion for appointment of counsel in this habeas corpus appeal is granted. *See 18 U.S.C. § 3006A(a)(2)(B); Weygandt v. Look, 718 F.2d 952, 954 (9th Cir. 1983) (per curiam).* Counsel will be appointed by separate order.

The Clerk shall serve a copy of this order on Daniel Broderick, Federal Public Defender, 801 I Street, 3rd Floor, Sacramento, California 95814, who will locate appointed counsel. The district court shall provide the Clerk of this court with the name and address of appointed counsel by facsimile transmission (FAX: (415) 355-8111) within 14 days of locating counsel.

The Clerk shall strike petitioner's pro se opening brief, filed February 11, 2008. The new opening brief and excerpts of record are due June 16, 2008; the answering brief is due July 16, 2008; and the optional reply brief is due within 14 days after service of the answering brief.